

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

(al-1316)

DIOCELYN BATISTA,

Plaintiff,

Civil Action No.:  
7:18-cv-07681-CM

-against-

IRON MOUNTAIN INFORMATION MANAGEMENT  
SERVICES, INC. and ROBERT E. GOINS,

Defendants.

NOTICE OF MOTION

USDC SDNY  
DOCUMENT  
ELECTRONICALLY FILED  
DOC #: \_\_\_\_\_  
DATE FILED: 9/27/2022

MOTION BY: Defendant Iron Mountain Information Management Services, Inc. and Robert E. Goins

SUPPORTING PAPERS: Declaration in Support of Defendants' Motion in Limine, dated May 6, 2022, all exhibits annexed thereto; supporting Memorandum of Law; and all prior pleadings and proceedings heretofore had herein.

RETURN DATE, TIME AND PLACE: At the United States District Court, Southern District of New York, at the Courthouse thereof, located at: 500 Pearl Street, New York, New York 10007-2550 before The Honorable Judge McMahon on a date to be determined by the Court.

RELIEF SOUGHT: An Order pursuant to Federal Rules of Evidence, Federal Rules of Civil Procedure, and Local Rule 7.1, precluding plaintiff from introducing medical records at trial; and granting such other and further relief as this Court may deem just and proper.

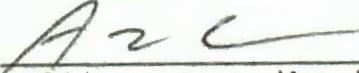
ANSWERING PAPERS: Pursuant to the Judge's Rules, answering papers, if any, are required to be served within five (5) days of this filing.

9/26/2022  
The motion is DENIED.  
Defendant plans to rely on medical records during the trial, but plaintiff has not sought to introduce them. Plaintiff may be present at the hearing and of course may be prepared to make appropriate objections.

Dated: Hauppauge, New York  
May 6, 2022

Respectfully submitted,  
SIMMONS JANNACE DELUCA, LLP

By:

  
Allison C. Leibowitz  
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*discuss w/ mle & PTC*